

By: Representatives Robinson (84th), Flaggs

To: Public Buildings,
Grounds and Lands

HOUSE BILL NO. 1661

1 AN ACT TO PROVIDE THAT THE LEGISLATURE SHALL EXERCISE
2 EXCLUSIVE MANAGEMENT AND CONTROL OVER THE NEW CAPITOL BUILDING AND
3 GROUNDS; TO PROVIDE THAT THE LEGISLATURE SHALL HAVE JURISDICTION
4 TO ENFORCE THE STATE LAWS IN THE CAPITOL AND ON ITS GROUNDS; TO
5 AUTHORIZE THE LEGISLATURE TO ENTER INTO CONTRACTS FOR MAINTENANCE,
6 SECURITY AND OTHER SERVICES NECESSARY FOR THE CARE OF THE NEW
7 CAPITOL BUILDING AND ITS GROUNDS; TO AMEND SECTIONS 29-5-2,
8 29-5-57, 29-5-59, 29-5-77 THROUGH 29-5-91, 29-5-95 AND 5-1-83,
9 MISSISSIPPI CODE OF 1972, IN CONFORMITY THEREFOR; TO AMEND SECTION
10 29-5-9, MISSISSIPPI CODE OF 1972, TO AUTHORIZE THE LEGISLATURE TO
11 EMPLOY AN ELEVATOR OPERATOR FOR THE CAPITOL; TO AMEND SECTION
12 29-5-12, MISSISSIPPI CODE OF 1972, TO REQUIRE THE LEGISLATURE TO
13 PROVIDE FOR THE CARE AND LANDSCAPING OF THE CAPITOL GROUNDS; TO
14 AMEND SECTIONS 29-5-61 THROUGH 29-5-71, MISSISSIPPI CODE OF 1972,
15 TO PROVIDE THAT THE LEGISLATURE SHALL BE RESPONSIBLE FOR THE
16 SUPERVISION OF PARKING ON THE CAPITOL GROUNDS; TO AMEND SECTION
17 31-11-27, MISSISSIPPI CODE OF 1972, TO REQUIRE THE LEGISLATURE TO
18 PROVIDE FOR THE BIENNIAL INSPECTION OF THE NEW CAPITOL BUILDING;
19 AND FOR RELATED PURPOSES.

20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

21 **SECTION 1.** (1) The Legislature shall exercise exclusive
22 management and control over the New Capitol Building and its
23 appurtenant grounds. Acting through the House Management
24 Committee and the Senate Rules Committee, the Legislature shall
25 provide for the general supervision and care of the New Capitol
26 Building and grounds. A majority vote of the members of the House
27 Management Committee and a majority vote of the members of the
28 Senate Rules Committee shall be required on all managerial
29 decisions that affect the facilities or joint operations of the
30 New Capitol Building and grounds.

31 (2) The Legislature shall be responsible for the assignment
32 of office space in the New Capitol Building, which action shall be
33 by duly passed resolution of the combined Senate Rules Committee
34 and the House Management Committee, meeting as a joint committee,
35 and approved by the Lieutenant Governor and Speaker of the House



36 of Representatives. A majority vote of the members of the Senate
37 Rules Committee and a majority vote of the members of the House
38 Management Committee shall be required on all actions taken,
39 resolutions or reports adopted, and all other matters considered
40 by the full combined committee on occasions when the Senate Rules
41 Committee and the House Management Committee shall meet as a full
42 combined committee.

43 (3) The Legislature shall have jurisdiction relative to the
44 enforcement of all laws of the State of Mississippi in the New
45 Capitol Building and on its appurtenant grounds. Through persons
46 appointed by the House Management Committee and Senate Rules
47 Committee acting jointly, or through the Department of Public
48 Safety at the request of the Speaker of the House of
49 Representatives or the Lieutenant Governor, arrests may be made
50 for any violation of any law of the State of Mississippi in the
51 New Capitol Building or on its grounds. The Legislature may
52 provide for the enforcement of Sections 29-5-59 through 29-5-65,
53 29-5-69 through 29-5-75 and 29-5-81 through 29-5-95.

54 When, in the opinion of the Speaker of the House of
55 Representatives or the Lieutenant Governor, it is readily apparent
56 that an emergency exists where the persons appointed by the
57 Legislature are unable to control a situation or to enforce the
58 laws, the Speaker of the House of Representatives or the
59 Lieutenant Governor may call upon the Department of Public Safety,
60 which shall have the power to arrest and detain persons for
61 violations of state laws occurring in the New Capitol Building or
62 on its grounds.

63 (4) The Legislature may enter into contracts for building
64 maintenance, cleaning, security, printing of parking insignia,
65 posting of traffic signs and for such other services necessary in
66 the general supervision and care of the New Capitol Building and
67 its grounds.



68 **SECTION 2.** Section 29-5-2, Mississippi Code of 1972, is
69 amended as follows:

70 29-5-2. The duties of the Department of Finance and
71 Administration shall be as follows:

72 (a) (i) To exercise general supervision and care over
73 and keep in good condition the following state property located in
74 the City of Jackson: * * * the Woolfolk State Office Building,
75 the Carroll Gartin Justice Building, the Walter Sillers Office
76 Building, the War Veterans' Memorial Building, the Charlotte
77 Capers Building, the William F. Winter Archives and History
78 Building, the Ike Sanford Veterans Affairs Building, the Old State
79 Capitol Building, the Governor's Mansion, the Heber Ladner
80 Building, the Burroughs Building, the Robert E. Lee Office
81 Building, the Robert E. Lee Parking Garage, the Manship House
82 Restoration and Visitor Center, the State Records Center, the 301
83 Lamar Street Building, and all other properties acquired in the
84 same transaction at the time of the purchase of the Robert E. Lee
85 Hotel property from the First Federal Savings and Loan Association
86 of Jackson, Mississippi, which properties are more particularly
87 described in a warranty deed heretofore executed and delivered on
88 April 22, 1969, and filed for record in the office of the Chancery
89 Clerk of the First Judicial District of Hinds County, Mississippi,
90 located in Jackson, Mississippi, on April 25, 1969, at 9:00 a.m.,
91 and recorded in Deed Book No. 1822, page 136 et seq., and the
92 Central High Building and 101 Capitol Centre.

93 (ii) To exercise general supervision and care over
94 and keep in good condition the Dr. Eldon Langston Bolton Building
95 located in Biloxi, Mississippi.

96 (iii) To exercise general supervision and care
97 over and keep in good condition the State Service Center, located
98 at the intersection of State Highway 49 and John Merl Tatum
99 Industrial Drive in Hattiesburg, Mississippi.



100 (b) To assign suitable office space for the various
101 state departments, officers and employees who are provided with an
102 office in any of the buildings under the jurisdiction or control
103 of the Department of Finance and Administration. * * *

104 (c) To approve or disapprove with the concurrence of
105 the Public Procurement Review Board, any lease or rental
106 agreements by any state agency or department, including any state
107 agency financed entirely by federal and special funds, for space
108 outside the buildings under the jurisdiction of the Department of
109 Finance and Administration. In no event shall any employee,
110 officer, department, federally funded agency or bureau of the
111 state be authorized to enter a lease or rental agreement without
112 prior approval of the Department of Finance and Administration and
113 the Public Procurement Review Board.

114 The Department of Finance and Administration is authorized to
115 use architects, engineers, building inspectors and other personnel
116 for the purpose of making inspections as may be deemed necessary
117 in carrying out its duties and maintaining the facilities.

118 (d) To acquire by lease, lease-purchase agreement, or
119 otherwise, as provided in Section 27-104-107, and to assign
120 through the Office of General Services, by lease or sublease
121 agreement from the office, and with the concurrence of the Public
122 Procurement Review Board, to any state agency or department,
123 including any state agency financed entirely by federal and
124 special funds, appropriate office space in the buildings acquired.

125 **SECTION 3.** Section 29-5-9, Mississippi Code of 1972, is
126 amended as follows:

127 29-5-9. * * *

128 * * * The Senate Rules Committee and the House Management
129 Committee (or any successors having responsibility for the hiring
130 of legislative employees), acting jointly, may employ and
131 compensate a receptionist and an elevator operator for the New
132 Capitol Building and any assistants deemed necessary for such



133 receptionist. Compensation for the elevator operator and for the
134 receptionist and any assistants shall be paid out of funds
135 appropriated for joint legislative operations.

136 The receptionist shall operate an information desk, furnish
137 information to visitors; maintain a registration book for
138 visitors; distribute literature furnished by state agencies,
139 historical societies, pilgrimage clubs, private individuals or
140 organizations engaged in the manufacturing of products from
141 Mississippi resources; and conduct tours of the building. All
142 agencies of the State of Mississippi and others having literature
143 for distribution shall supply the New Capitol Building
144 receptionist with copies of such literature for distribution.

145 **SECTION 4.** Section 29-5-12, Mississippi Code of 1972, is
146 amended as follows:

147 29-5-12. The Legislature shall provide for reasonable
148 landscaping and care, including the maintenance of a water
149 sprinkling system, for the New Capitol grounds.

150 **SECTION 5.** Section 29-5-57, Mississippi Code of 1972, is
151 amended as follows:

152 29-5-57. It shall be the duty of the Department of Finance
153 and Administration to supervise and regulate the parking of motor
154 vehicles at the facilities named in Section 29-5-2 except for the
155 State Board of Health Building and the Governor's Mansion. The
156 department shall make all necessary regulations to ensure that
157 parking space shall be available for state officers and employees
158 whose official duties require their presence at such facilities
159 and for business visitors, authorized members of the press,
160 tourists and other visitors who are in need of parking space at
161 any such building.

162 **SECTION 6.** Section 29-5-59, Mississippi Code of 1972, is
163 amended as follows:

164 29-5-59. Except as otherwise provided in Section 29-5-61,
165 all parking * * * spaces adjacent to the south side of the New



166 Capitol Building between the east side of the south entrance to
167 the first floor and the east walkway, or President Street
168 entrance, shall be reserved for use of the Governor. In addition,
169 a parking space adjacent to the south side of the New Capitol
170 Building, east of the south entrance to the first floor and in the
171 southernmost corner of that space under the portico, shall be
172 reserved for the Governor.

173 **SECTION 7.** Section 29-5-61, Mississippi Code of 1972, is
174 amended as follows:

175 29-5-61. The Legislature, acting through the combined Senate
176 Rules Committee and the House Management Committee meeting as a
177 joint committee, shall provide for the supervision and regulation
178 of the parking of motor vehicles on the grounds of the New Capitol
179 Building. The Legislature may designate a number it deems
180 appropriate of parking spaces adjacent to the north side of the
181 New Capitol Building for the use of tourists, visitors and those
182 having temporary business to transact in the New Capitol. All
183 parking spaces adjacent to the north side of the New Capitol
184 Building shall be and are * * * reserved for use by the Lieutenant
185 Governor, the Speaker of the House of Representatives, the
186 President Pro Tempore of the Senate, officers of the Senate and
187 House of Representatives, and visitors, tourists and those persons
188 having temporary business to transact in the New Capitol Building.
189 In addition, a parking space adjacent to the south side of the New
190 Capitol Building, east of the south entrance to the first floor
191 and in the northernmost corner of that space under the portico,
192 shall be reserved for use of the Lieutenant Governor; and a
193 parking space adjacent to the south side of the New Capitol
194 Building, west of the south entrance to the first floor and in the
195 southernmost corner of that space under the portico, shall be
196 reserved for the Speaker of the House of Representatives.

197 The * * * parking spaces reserved for the named officials shall be
198 plainly marked with suitable signs or markers, designating which



199 space is reserved for such individual or officer. The spaces
200 reserved for use in parking for visitors, tourists and those
201 having temporary business to transact in said New Capitol Building
202 shall be plainly marked with suitable signs or markers showing
203 that they are reserved for visitors and with the notation thereon
204 "two-hour limit." The Legislature shall provide suitable signs
205 and markers to indicate those parking spaces which shall be
206 available for the convenience of tourists, visitors, and those
207 having temporary business to transact in the New Capitol.

208 **SECTION 8.** Section 29-5-63, Mississippi Code of 1972, is
209 amended as follows:

210 29-5-63. All parking spaces on the north side of the New
211 Capitol Building, other than those adjacent to the north side of
212 the building, * * * shall be and are * * * reserved for use of
213 state officers, state employees and authorized members of the
214 press whose official duties require their presence in the New
215 Capitol Building.

216 Parking spaces not otherwise specifically designated may be
217 made available to other state officers and employees not domiciled
218 in the New Capitol Building, in the discretion of the Legislature,
219 acting through the combined Senate Rules Committee and the House
220 Management Committee meeting as a joint committee, and under such
221 regulations as may be prescribed therefor.

222 **SECTION 9.** Section 29-5-65, Mississippi Code of 1972, is
223 amended as follows:

224 29-5-65. * * * The Legislature, acting through the combined
225 Senate Rules Committee and the House Management Committee meeting
226 as a joint committee, shall designate and reserve sufficient
227 parking spaces around the New Capitol Building to accommodate the
228 members of the Legislature. The spaces * * * shall be identified
229 and marked with the name of each member of the Legislature, and
230 that space * * * shall be reserved for the exclusive use of that
231 legislator. The Legislature shall reserve and allocate, among



232 those spaces, an individual parking space for use of any member of
233 the Legislature who is physically handicapped, so as to make his
234 or her entrance to and exit from the New Capitol Building as
235 convenient as is reasonably possible.

236 **SECTION 10.** Section 29-5-67, Mississippi Code of 1972, is
237 amended as follows:

238 29-5-67. (1) The Department of Finance and Administration
239 is directed to have prepared or to secure suitable insignia for
240 placing on automobiles so as to properly designate the automobiles
241 as belonging to or used by state officers and employees and
242 denoting in which building the officer or employee is
243 located * * * or such other identification as will aid in the
244 enforcement of Sections 29-5-57 through * * * 29-5-77. Such
245 insignia or other identification shall be issued once each year to
246 all state officers or state employees entitled thereto.

247 (2) * * * The * * * Legislature, acting through the combined
248 Senate Rules Committee and the House Management Committee meeting
249 as a joint committee, shall furnish its membership and staff with
250 distinctive insignia of appropriate design for their personal
251 automobiles, the expense to be paid out of the contingent fund of
252 each house.

253 **SECTION 11.** Section 29-5-69, Mississippi Code of 1972, is
254 amended as follows:

255 29-5-69. * * * All parking spaces adjacent to the Capitol
256 grounds on the west side of President Street, the south side of
257 High Street, the north side of Mississippi Street, and the east
258 side of West Street, shall be reserved for the use of Capitol
259 employees. The Legislature, acting through the combined Senate
260 Rules Committee and the House Management Committee meeting as a
261 joint committee, shall place signs to that effect on the described
262 streets * * *.

263 All employees in the Capitol who own automobiles shall be
264 provided with distinctive stickers by the Legislature. Each * * *



265 employee shall place the sticker in a prominent place on the rear
266 of the automobile owned and regularly used by that employee.

267 Any person without a sticker on his automobile who parks in
268 any space reserved in the first paragraph of this section shall be
269 guilty of a misdemeanor and * * * upon conviction, shall be fined
270 not to exceed Twenty-five Dollars (\$25.00).

271 Any person who is not a Capitol employee who has on his
272 automobile a Capitol parking sticker or any Capitol employee who
273 gives his parking sticker to a non-Capitol employee to use on such
274 person's car, shall be guilty of a misdemeanor and * * * upon
275 conviction, shall be fined One Hundred Dollars (\$100.00).

276 The security officers employed by the Legislature shall have
277 the authority and are directed to enforce the provisions of this
278 section.

279 **SECTION 12.** Section 29-5-71, Mississippi Code of 1972, is
280 amended as follows:

281 29-5-71. (1) The Department of Finance and Administration
282 is * * * directed to erect suitable signs or markers to indicate
283 the parking spaces reserved in conformity with Sections 29-5-57,
284 29-5-67(1), 29-5-75 and 29-5-77.

285 (2) The Legislature, acting through the combined Senate
286 Rules Committee and the House Management Committee meeting as a
287 joint committee, shall provide for the erection of suitable signs
288 or markers to indicate the parking spaces reserved on the grounds
289 of the New Capitol Building.

290 (3) The * * * Department of Transportation is * * * directed
291 to cooperate with the Department of Finance and Administration and
292 the Legislature in the painting or marking of * * * parking spaces
293 as * * * prescribed by the Department of Finance and
294 Administration and the Legislature.

295 **SECTION 13.** Section 29-5-77, Mississippi Code of 1972, is
296 amended as follows:



297 29-5-77. The * * * Department of Finance and Administration
298 shall have jurisdiction relative to the enforcement of all laws of
299 the State of Mississippi on the properties set forth in Section
300 29-5-2 and the Court of Appeals Building. The department is
301 authorized and directed through any person or persons appointed by
302 the Department of Finance and Administration or through the
303 Department of Public Safety when requested by the Department of
304 Finance and Administration, to make arrests for any violation of
305 any law of the State of Mississippi on such grounds of or within
306 such properties. The Department of Finance and Administration is
307 hereby empowered and directed to enforce the provisions of
308 Sections 29-5-57, 29-5-67, 29-5-71, 29-5-75, 29-5-77, and 29-5-81
309 through 29-5-93, and to prescribe such rules and regulations as
310 are necessary therefor.

311 When in the opinion of the Governor or, in his absence, the
312 Lieutenant Governor, it is readily apparent that an emergency
313 exists which the persons appointed by the Department of Finance
314 and Administration are unable to control in the accomplishment of
315 the provisions of Sections 29-5-57, 29-5-67, 29-5-71, 29-5-75,
316 29-5-77, and 29-5-81 through 29-5-93 in regard to law enforcement,
317 then the Governor, or in his absence, the Lieutenant Governor, may
318 call upon the Department of Public Safety, members of which shall
319 have power to arrest and detain any persons violating the
320 provisions of the aforesaid sections, until such person can be
321 brought before the proper authorities for trial.

322 **SECTION 14.** Section 29-5-79, Mississippi Code of 1972, is
323 amended as follows:

324 29-5-79. (1) The Speaker of the House of Representatives
325 and the Lieutenant Governor may make such regulations as they may
326 deem necessary for preserving the peace and securing the New
327 Capitol Building from defacement and for the protection of the
328 property therein. The Lieutenant Governor or the Speaker of the
329 House of Representatives may request the assistance of the * * *



330 Department of Public Safety in order to preserve the peace at the
331 New Capitol Building and secure the New Capitol Building from
332 defacement and for the protection of the property therein.

333 (2) All regulations promulgated under authority of this
334 section shall be filed with the Secretary of State and * * * made
335 available for public inspection; the regulations shall likewise be
336 published in one (1) of the daily newspapers of the City of
337 Jackson and shall not become effective until the expiration of ten
338 (10) days after the date of the filing with the Secretary of State
339 and the publication.

340 **SECTION 15.** Section 29-5-81, Mississippi Code of 1972, is
341 amended as follows:

342 29-5-81. (1) Grounds of public buildings over which the
343 Department of Finance and Administration has jurisdiction shall
344 comprise the following:

345 (a) In the City of Jackson, Mississippi:

346 * * *

347 Governor's Mansion: Bounded on the north by Amite Street, on
348 the west by North West Street, on the south by Capitol Street and
349 on the east by North Congress Street;

350 Woolfolk State Office Building: Bounded on the north by High
351 Street, on the west by Lamar Street, on the south by Hamilton
352 Street and on the east by North West Street;

353 Old State Capitol and War Veterans' Memorial Building
354 Complex: Bounded on the north by Amite Street, on the west by
355 North State Street and South State Street, on the south by Pearl
356 Street and on the east by property of the Gulf, Mobile and Ohio
357 Railroad Company;

358 Carroll Gartin Justice Building and Walter Sillers Office
359 Building Complex: Bounded on the north by George Street, on the
360 west by North West Street, on the south by High Street and on the
361 east by North President Street;



362 Heber Ladner Building: Bounded on the north by Mississippi
363 Street, on the west by North Congress Street, on the south by the
364 property of Galloway Methodist Church used as a parking lot and on
365 the east by the property on which the Mississippi Farm Bureau
366 Federation Building stands;

367 State Board of Health Building: Bounded on the north by
368 Stadium Drive, on the west by the property of Mississippi Hospital
369 and Medical Service, on the southwest by property on which is
370 located a Standard Oil service station, on the southeast by
371 property leased by the Mississippi Federation of Women's Clubs and
372 on the east by North State Street;

373 Robert E. Lee Building and other properties acquired in the
374 same transaction: Particularly described in warranty deed
375 executed and delivered on April 22, 1969, and filed for record in
376 the Office of the Chancery Clerk of the First Judicial District of
377 Hinds County, Mississippi, located in Jackson, Mississippi, on
378 April 25, 1969, at 9:00 a.m., and recorded in deed book No. 1822,
379 page 136, et seq.;

380 Charlotte Capers Building: Bounded on the north by the Old
381 Capitol Building, on the west by South State Street, on the south
382 by Pearl Street, and on the east by the Illinois Central Railroad
383 tracks;

384 William F. Winter Archives and History Building: Bounded on
385 the north by Mississippi Street; on the west by North Street, on
386 the south by Amite Street, and on the east by Jefferson Street.

387 Mayfair Building: Bounded on the north by George Street, on
388 the west by Northwest Street, on the south by Walter Sillers
389 Office Building complex, and on the east by North President
390 Street;

391 Court of Appeals Building: Bounded on the west by North
392 State Street, on the north by George Street, on the east by North
393 Street, and on the south by the building designated as 654 North



394 State Street, including the parking area east of and adjacent to
395 the 654 North State Street Building;

396 Central High Building;

397 101 Capitol Centre: Located at 101 West Capitol Street,
398 Jackson, Mississippi.

399 (b) The Dr. Eldon Langston Bolton Building: Located in
400 the City of Biloxi, Mississippi.

401 (c) The State Service Center: Located at the
402 intersection of State Highway 49 and John Merl Tatum Industrial
403 Drive in the City of Hattiesburg, Mississippi.

404 (2) The Legislature shall have jurisdiction over the New
405 State Capitol, which is bounded on the north by High Street, on
406 the west by North West Street, on the south by Mississippi Street,
407 and on the east by North President Street.

408 **SECTION 16.** Section 29-5-83, Mississippi Code of 1972, is
409 amended as follows:

410 29-5-83. Public travel in and occupancy of the grounds * * *
411 described in Section 29-5-81 shall be restricted to the roads,
412 walks and places prepared for that purpose by paving or otherwise.
413 It is forbidden to occupy the roads, walks or places in such
414 grounds in such manner as to obstruct or hinder their proper use.

415 **SECTION 17.** Section 29-5-85, Mississippi Code of 1972, is
416 amended as follows:

417 29-5-85. It is forbidden to offer or expose any article for
418 sale in or on the grounds described in Section 29-5-81, except as
419 may be permitted by the Department of Finance and Administration
420 or the Legislature as the case may be; to display any sign,
421 placard, or other form of advertisement therein; or to solicit
422 fares, alms, subscriptions, or contributions therein.

423 **SECTION 18.** Section 29-5-87, Mississippi Code of 1972, is
424 amended as follows:

425 29-5-87. It is forbidden to step or climb upon, remove, or
426 in any way injure any statue, seat, wall, fountain, or other



427 erection or architectural feature, or any tree, shrub, plant, or
428 turf in or on the grounds described in Section 29-5-81.

429 **SECTION 19.** Section 29-5-89, Mississippi Code of 1972, is
430 amended as follows:

431 29-5-89. It is forbidden to discharge any firearm, firework
432 or explosive, set fire to any combustible, make any harangue or
433 oration, or utter loud, threatening or abusive language in or on
434 the grounds described in Section 29-5-81.

435 **SECTION 20.** Section 29-5-91, Mississippi Code of 1972, is
436 amended as follows:

437 29-5-91. It is forbidden to parade, stand, or move in
438 processions or assemblages in or on the grounds described in
439 Section 29-5-81, or to display therein any flag, banner, or device
440 designed or adapted to bring into public notice any party,
441 organization, or movement, except as * * * provided in Section
442 29-5-95.

443 **SECTION 21.** Section 29-5-95, Mississippi Code of 1972, is
444 amended as follows:

445 29-5-95. On certain occasions of state interest, the
446 Legislature may suspend so much of the prohibitions contained in
447 Sections 29-5-83 through 29-5-91 as would prevent the use of the
448 roads and walks of the Capitol grounds by processions or
449 assemblages, and the use upon them of suitable decorations, music,
450 addresses or ceremonies, provided that responsible officers shall
451 have been appointed and arrangements determined which are
452 adequate * * * for the maintenance of suitable order and decorum
453 in the proceedings, and for guarding the properties and grounds
454 from injury.

455 **SECTION 22.** Section 5-1-83, Mississippi Code of 1972, is
456 amended as follows:

457 5-1-83. The Legislature may make such alterations and
458 provide such furnishings for the post-office room as in its



459 judgment may seem proper, to fit it for the convenience and
460 necessary requirements of Sections 5-1-79 and 5-1-81.

461 **SECTION 23.** Section 31-11-27, Mississippi Code of 1972, is
462 amended as follows:

463 31-11-27. (1) (a) The Department of Finance and
464 Administration shall conduct a detailed study of the building and
465 other capital needs at each state institution and at each junior
466 college immediately prior to September first in each year. This
467 study shall include, but shall not be limited to, the following
468 matters: (i) an inventory of every state building and other
469 capital facility which is the property of the State of
470 Mississippi; (ii) the location, date of construction or
471 acquisition, the purpose for which used, outstanding indebtedness
472 against such facility, if any, and cost of repairs for the
473 preceding fiscal year; (iii) an examination of the condition of
474 the building or other facility; (iv) an estimate of the cost of
475 repairs required to place the facility in good condition; (v) an
476 estimate of the cost of major renovations, if contemplated; and
477 (vi) a determination of the new building and other facility needs
478 of each institution with such needs classified under immediate or
479 long range requirements.

480 (b) All state agencies, departments and institutions
481 are hereby authorized and directed to cooperate with the
482 Department of Finance and Administration in carrying out the
483 provisions of this section.

484 (c) The Department of Finance and Administration shall
485 submit a detailed report to the Legislative Budget Office on or
486 before September first of each year. Such report shall be in such
487 detail and in such form as may be prescribed by the Legislative
488 Budget Office.

489 (d) The architect or building inspector of the
490 Department of Finance and Administration shall make a biennial
491 inspection of the * * * Old Capitol, Woolfolk State Office



492 Building, War Memorial Building, the Governor's Mansion, and all
493 other buildings under jurisdiction of the Department of Finance
494 and Administration for structural or other physical needs or
495 defects of such buildings, and he shall further inquire of the
496 department or its representatives regarding the condition of the
497 buildings. He shall make a written report of his finding to the
498 Department of Finance and Administration, Governor, Lieutenant
499 Governor and Speaker of the House of Representatives. The report
500 shall also make recommendations for repairs and list, by number,
501 the priority which should be given to making necessary repairs.

502 (2) (a) In addition to any report required in subsection
503 (1) of this section, the Department of Finance and Administration
504 shall prepare and submit an annual report to the Legislative
505 Budget Office, the House Public Buildings, Grounds and Lands
506 Committee and the Senate Public Property Committee describing the
507 proposed capital improvements projects for state agencies,
508 departments and institutions for the upcoming five-year period.
509 The Department of Finance and Administration shall not be required
510 to include in the report any project costing less than One Million
511 Dollars (\$1,000,000.00). The department shall submit the report
512 before September 1 of each year. The report shall include at
513 least the following information:

514 (i) A prioritized list of the projects proposed
515 for the five-year period, with each project ranked on the basis of
516 need;

517 (ii) A prioritized list of the projects proposed
518 for the next regular legislative session, with each project ranked
519 on the basis of need;

520 (iii) A prioritized list of the projects requested
521 by each state agency, department or institution;

522 (iv) A detailed explanation of criteria used by
523 the Department of Finance and Administration to rank projects for
524 purposes of any list it prepares under this paragraph (a);



525 (v) A detailed statement of justification for each
526 project;

527 (vi) The approximate cost for each project,
528 including, but not limited to, itemized estimates of costs for
529 preplanning, constructing, furnishing and equipping a project, and
530 costs for property acquisition;

531 (vii) The estimated beginning date and completion
532 date for each project;

533 (viii) Whether a project, as proposed, is a
534 complete project or a phase or part of a project;

535 (ix) How a project will affect the operating
536 budget of the applicable agency, department or institution for the
537 upcoming five-year period, regarding such items as additional
538 personnel requirements, utility costs, maintenance costs, security
539 costs, etc.;

540 (x) The proposed method of financing each project
541 and the effect such financing will have on the state budget,
542 including an estimate of any required debt service for the
543 project, and an estimate of any federal funds or other funds that
544 the agency, department or institution may have access to because
545 of the project; and

546 (xi) A list of the projects requested by each
547 agency, department or institution for the five-year period, with
548 each project ranked by the appropriate agency, department or
549 institution on the basis of need.

550 (b) To enable the Department of Finance and
551 Administration to prepare the report required in this subsection
552 (2), it may require all state agencies, departments and
553 institutions to file a capital improvements projects request with
554 such information and in such form and in such detail as the
555 department may deem necessary and advisable. Such request shall
556 be filed with the Department of Finance and Administration no
557 later than August 1 of each year.



558 (3) The Legislature shall provide for a biennial inspection
559 of the New Capitol Building by architects or competent building
560 inspectors, who shall prepare written reports of their findings to
561 be submitted to the Speaker of the House of Representatives and
562 Lieutenant Governor and made available for any member of the
563 Legislature upon his or her request.

564 **SECTION 24.** This act shall take effect and be in force from
565 and after July 1, 2002.

